

PROB 12C  
(6/16)

Report Date: April 2, 2024

**United States District Court**FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

for the

**Apr 02, 2024**

SEAN F. McAVOY, CLERK

**Eastern District of Washington****Petition for Warrant or Summons for Offender Under Supervision**

Name of Offender: Donald James Konshuk

Case Number: 0980 2:20CR00122-TOR-1

Address of Offender: [REDACTED] Valley, Washington 99181

Name of Sentencing Judicial Officer: The Honorable Sam E. Haddon, U.S. District Judge

Name of Supervising U.S. District Judge: The Honorable Thomas O. Rice, U.S. District Judge

Date of Original Sentence: November 5, 2009

Original Offense: Conspiracy to Distribute Methamphetamine, 21 U.S.C. § 846

Original Sentence: Prison - 175 months;  
TSR - 60 months

Type of Supervision: Supervised Release

Amended Sentence: Prison - 150 months;  
(November 1, 2015) TSR - 60 months

Asst. U.S. Attorney: Earl Allan Hicks

Date Supervision Commenced: March 5, 2019

Defense Attorney: Nicolas V. Vieth

Date Supervision Expires: March 4, 2024

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**PETITIONING THE COURT**

To incorporate the violation(s) contained in this petition in future proceedings with the violation(s) previously reported to the Court on 02/23/2024.

On January 9, 2019, an officer reviewed the judgment with the offender. Mr. Konshuk signed the judgment acknowledging an understanding of his conditions.

The probation officer believes that the offender has violated the following condition(s) of supervision:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
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**Mandatory Condition #3:** The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

**Supporting Evidence:** It is alleged Mr. Konshuk is in violation of his conditions of supervised release by using methamphetamine on or around March 22, 2024.

On March 25, 2024, Mr. Konshuk reported to the probation office to have his sweat patch removed. Mr. Konshuk admitted to the use of methamphetamine on or around March 22, 2024. He signed an admission form.

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**Special Condition #4:** Defendant shall abstain from the consumption of alcohol and shall not enter establishments where alcohol is the primary item of sale. This condition supercedes standard condition number 7 with respect to alcohol consumption only.

**Supporting Evidence:** It is alleged Mr. Konshuk is in violation of his conditions of supervised release by consuming alcohol on or around March 22, 2024.

On March 25, 2024, Mr. Konshuk report to the probation office to have his sweat patch removed. Mr. Konshuk admitted to the use of alcohol on or around March 22, 2024.

The U.S. Probation Office respectfully recommends the Court to incorporate the violation(s) contained in this petition in future proceedings with the violation(s) previously reported to the Court.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: April 2, 2024

s/Corey M. McCain

Corey M. McCain  
U.S. Probation Officer

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## THE COURT ORDERS

- ☐ No Action
- ☐ The Issuance of a Warrant
- ☐ The Issuance of a Summons
- ☒ The incorporation of the violation(s) contained in this petition with the other violations pending before the Court.
- ☒ Defendant to appear before the Judge assigned to the case.
- ☐ Defendant to appear before the Magistrate Judge.
- ☒ Other: The revocation hearing scheduled for April 24, 2024, remains set.



Thomas O. Rice  
United States District Judge  
April 2, 2024

Date